

JAN 22 2016

A BILL FOR AN ACT

RELATING TO PERSONS WITH DISABILITIES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 103D-1001, Hawaii Revised Statutes, is
2 amended by amending the definition of "qualified community
3 rehabilitation program" to read as follows:

4 "Qualified community rehabilitation program" means a
5 nonprofit community rehabilitation program for persons with
6 disabilities that:

7 (1) Is organized and incorporated under the laws of the
8 United States or this State, and located in this
9 State;

10 (2) Is operated in the interest of and [+] employs [+]
11 persons with disabilities;

12 (3) Does not inure any part of its net income to any
13 shareholder or other individual; and

14 (4) Complies with all applicable occupational health and
15 safety standards required by the federal, state, and
16 county governments [~~+~~and



1 ~~(5) Holds a current certificate from the United States~~
2 ~~Department of Labor pursuant to the Fair Labor~~
3 ~~Standards Act, Title 29 United States Code section~~
4 ~~214(c), and is certified by the state department of~~
5 ~~labor and industrial relations under section 387-9 and~~
6 ~~applicable administrative rules relating to the~~
7 ~~employment of persons with disabilities]."~~

8 SECTION 2. Section 103D-1010, Hawaii Revised Statutes, is
9 amended by amending subsection (a) to read as follows:

10 "(a) Any governmental body, without advertising or calling
11 for bids, may purchase goods or services provided by qualified
12 community rehabilitation programs serving persons with
13 disabilities that have indicated an interest in supplying the
14 goods or services and on an equitable basis may apportion the
15 business among the interested programs; provided that the goods
16 and services meet the specifications and needs of the purchasing
17 agency and are purchased at a fair market price as determined by
18 the appropriate public agency; and provided further that the
19 programs comply with the following:

- 20 (1) Meet all of the requirements of a qualified community
21 rehabilitation program under section 103D-1001; and



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(2) Maintain a disabled to non-disabled employee ratio equal to or in excess of [~~three to one~~] two-to-one for work hours of direct labor at all times on the work contracted."

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

INTRODUCED BY: Shiranne Chun Cleveland

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S.B. NO. 2337

Report Title:

Procurement Code; Qualified Community Rehabilitation Program;
Persons with Disabilities; Employee Wages; Employee Ratio

Description:

Repeals requirement that qualified community rehabilitation programs hold a certificate from the USDOL and be certified by DLIR. Requires qualified community rehabilitation programs to maintain a disabled to non-disabled employee ratio equal to or in excess of two-to-one work hours of direct labor.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

